

REMARKS

The Claims

Claims 1-20 are in the application. Claims 1-20 are rejected. No claims are allowed.

In the Office Action Claims 1-20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Issa (US Pat. No. 4,553,127) in view of Carlo et al. (US Pat. No. 5,397,925).

Applicant has amended claims 1 and 12 to recite, among other things, a battery switch having a third electrical termination coupled for having a power lead of a vehicle accessory item connected there to for enabling electrical power to be provided to the accessory item while said continuity circuitry is in the starting system disabled mode.

Issa teaches interrupting power to the accessories when the starting system is in the disabled mode and preventing the starter from actuating, Issa column 3, lines 35-47. The applicant's disclosure, in contrast, teaches maintain power to accessories when interrupting power to the starter (starting system in disabled mode).

Additionally the Office Action alleges:

Carlo's device teaches the signal receiving facilities setting the starting system to the disabled mode in response to receiving a first control signal.

However in Carlo column 4 lines 1-3 and column 9, 47-55 the device of Carlo is self arming. The signal receiving facilities of Carlo do not receive a first control signal and set the starting system to disabled. Instead Carlo's device is self

arming wherein the device permits engine starting for only a limited period of time, after which is automatically returns to the starting system disabled mode. This is in contrast to the teachings of the applicant's disclosure in claims 1 and 12 wherein:

the signal receiver facilitates setting said continuity circuitry to the starting system disabled mode in response to receiving a first control signal.

As outlined above the teachings of Issa combined with the teachings of Carlo do not achieve the applicant's claimed invention.

Independent claim 18 recites, among other things:

a signal receiver coupled to the actuation device, wherein the signal receiver facilitates setting the actuation device to a first position corresponding to the starting system disabled mode in response to receiving a first control signal and setting the actuation device to a second position corresponding to the starting system enabled mode in response to receiving a second control signal.

As discussed above with claims 1 and 12, the signal receiving facilities of Carlo do not receive a first control signal and set the starting system to disabled but instead are self arming, permitting only a time limited starting system enabled mode which then automatically converts to a disabled mode. The Issa reference fails to show the setting of the continuity circuitry to disabled or enabled mode in response to received signal.

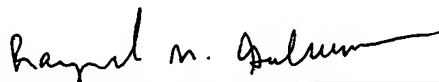
We therefore request allowance of claims 1, 12 and 18 over Issa in view of Carlo. The remaining claims depend either directly or indirectly from these independent claims and are therefore allowable. As discussed above, claims 1, 12 and 18 and their dependent claims are in condition for allowance. The applicant respectfully

requests the withdrawal of the rejection under 35 U.S.C. 103(a) of claims 1-20, and the allowance of claims 1-20.

In conclusion, we believe the applicant's claims are in compliance with all relevant statutes, are patentable and are now in condition for allowance. An early and favorable response to this amendment is respectfully requested.

This amendment represents a sincere effort to place this application in condition for allowance. In the event issues remain open, the examiner is invited to call the undersigned to discuss those issues before further action is taken on this application.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Raymond M. Galasso", written over a horizontal line.

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